

**ASSEMBLY BILL 39 (LRB -0210)**

An Act to repeal and recreate 767.853 (2) of the statutes; relating to: allowing access to pending paternity proceeding information for purposes of administering the child support establishment program. (FE)

**2007**

01-30.	A.	Introduced by Representatives <b>Seidel, Gundrum, Albers, Jeskewitz, Kessler, Kreuser, LeMahieu, Molepske, Mursau, Nelson, Newcomer, Sheridan, Steinbrink, Turner, A. Ott and Hraychuck;</b> cosponsored by Senators <b>Taylor, Grothman, Kedzie, Lassa, Lazich, Olsen and Cowles.</b>	
01-30.	A.	Read first time and referred to committee on Children and Family Law .....	40
02-12.	A.	Fiscal estimate received.	
02-13.	A.	Fiscal estimate received.	
03-08.	A.	Public hearing held.	
04-12.	A.	Executive action taken.	
04-23.	A.	Report passage recommended by committee on Children and Family Law, Ayes 7, Noes 0 .....	134
04-23.	A.	Referred to committee on Rules .....	134
10-18.	A.	Placed on calendar 10-23-2007 by committee on Rules.	
10-24.	A.	Read a second time .....	322
10-24.	A.	Ordered to a third reading .....	322
10-24.	A.	Rules suspended .....	322
10-24.	A.	Read a third time and <b>passed</b> , Ayes 94, Noes 2 .....	322
10-24.	A.	Ordered immediately messaged .....	322
10-25.	S.	Received from Assembly .....	371
11-06.	S.	Read first time and referred to committee on Tax Fairness and Family Prosperity .....	412
12-05.	S.	Public hearing held.	

**2008**

01-10.	S.	Executive action taken.	
01-11.	S.	Report concurrence recommended by committee on Tax Fairness and Family Prosperity, Ayes 5, Noes 0 ...	499
01-11.	S.	Available for scheduling.	
01-17.	S.	Placed on calendar 1-22-2008 by committee on Senate Organization.	
01-22.	S.	Read a second time.	
01-22.	S.	Ordered to a third reading.	
01-22.	S.	Rules suspended.	
01-22.	S.	Read a third time and <b>concurred in</b> .	
01-22.	S.	Ordered immediately messaged.	
01-23.	A.	Received from Senate concurred in.	

**2007  
ENROLLED BILL**

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**ADOPTED DOCUMENTS:**

☒ Orig    ☐ Engr         SubAmdt     

07-0210/1

Amendments to above (if none, write "NONE"): None

Corrections - show date (if none, write "NONE"): None

Topic Rel

1-23-08

Date



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## 2007 ASSEMBLY BILL 39

January 30, 2007 – Introduced by Representatives SEIDEL, GUNDRUM, ALBERS, JESKEWITZ, KESSLER, KREUSER, LEMAHIEU, MOLEPSKE, MURSAU, NELSON, NEWCOMER, SHERIDAN, STEINBRINK, TURNER, A. OTT and HRAYCHUCK, cosponsored by Senators TAYLOR, GROTHMAN, KEDZIE, LASSA, LAZICH, OLSEN and COWLES. Referred to Committee on Children and Family Law.

- 1     **AN ACT to repeal and recreate** 767.853 (2) of the statutes; **relating to:** allowing  
2             access to pending paternity proceeding information for purposes of  
3             administering the child support establishment program.

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### *Analysis by the Legislative Reference Bureau*

Under current law, the record of a pending paternity action is confidential, except that the child's parents and the parties to the action and their attorneys may have access to the record, and additional specified persons may have access if the child is the subject of another type of proceeding, such as a juvenile guardianship or delinquency action. For purposes related to the child and spousal support and establishment of paternity and medical support liability program (program), which is administered by the Department of Workforce Development (DWD) in conjunction with county child support agencies, DWD and county child support agencies may obtain information from the clerk of circuit court on a case-by-case basis about any pending paternity action in which DWD or the county child support agency is a party. DWD and county child support agencies, however, are not allowed general access to the Web site that is maintained through the Wisconsin Supreme Court's Consolidated Court Automation Programs case management system and that contains information about all pending paternity actions.

This bill authorizes DWD and county child support agencies to have statewide access to the records of all pending paternity actions for purposes related to administering the program, regardless of whether DWD or a county child support agency is a party to the action to which a record relates.

# ASSEMBLY BILL 39

For further information see the ***state and local*** fiscal estimate, which will be printed as an appendix to this bill.

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

**SECTION 1.** 767.853 (2) of the statutes is repealed and recreated to read:

2 767.853 (2) INFORMATION ACCESS TO DEPARTMENT AND CHILD SUPPORT AGENCIES.

3 The clerk of circuit court shall provide access to the record of any pending paternity  
4 proceeding to the department or any county child support agency under s. 59.53 (5)  
5 for purposes related to administering the child and spousal support and  
6 establishment of paternity and medical support liability program under ss. 49.22  
7 and 59.53 (5), regardless of whether the department or county child support agency  
8 is a party to the proceeding.

9 (END)